

App F IX 4

Previous References

1946 47
(munl)

File No 59 46

Serial Nos / 2

Later Referenc s

GENERAL AND REVENUE SECRETARIAT

Serial Nos Two

Part B for *Journal* ✓

SUBJECT

Grant of a license to Mr G Venkatappa for the Constnction
of a Cinema theatre in no 1018, old Laluk Butchery Road
Bangalore City

43831

4 12 11 46

To

D C B'lore and St magte
States that government are agreeable for the — —

Serial
No

From the Deputy Commissioner
Bangalore District

G.O. No. 60/Mb-47, dated 17-9-46

states that Mr. G. Venkataswami has completed the construction of a theatre for running a cinema, in No 1018 Old Taluk Kutcherry road, Bangalore city, at a cost of about two lakhs of rupees, that he has applied for the grant of a license for Cinema Exhibition and recommends that the license applied for by the applicant for exhibiting cinematographs may be granted subject to certain minor alterations in the design of the building and requests orders in the matter

1) In May 1946, a number of residents of Nagarbhett, Bangalore, led by Mr. Dadda Venappa petitioned to Government bringing to their notice the construction of a cinema hall on Site No 1018, Old Taluk Kutcherry road, Bangalore city by one Mr. G. Venkataswami and requested for the cancellation of the license for the same, as it was likely to disturb the peace of the people of the locality. Thereupon, the Government called for the submission of the papers relating to the grant of license, from the Municipal Council, Bangalore city.

2) They also instructed the District Magistrate

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Bangalore to inspect the locality and give previous warning to the owner of the building to the effect that, if after the construction of the building it was proposed to be used for a Cinema Hall, license for the same may be refused later and called for a report in the matter

Flag M

3) The District Magistrate, ^{above} reported that the owner of the building ~~did not~~ ^{was} impressed with the warning and thought that necessary license could be obtained for a Cinema after the construction was over. The Dist. Magistrate therefore proposed that the building license already granted may be cancelled

Flag L

4) On an examination of the records and the provisions of Law in the matter it was found that there was no provision under the City Municipalities Act to cancel a building license issued by the Municipal Engineer and that the license to start a cinema in a particular building can be refused by the District Magistrate after the building was completed

5) Action was thereupon taken to amend the Mysore City, Town and Rural Municipalities Acts so as to provide for the cancellation of a license to construct a building

Serial
No

may be granted, Subject to certain minor alterations in the design of the building

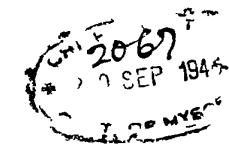
10) It is reported that Mr. ^N Balakrishnaiah, Advocate on behalf of the petitioners has urged that the warning not to proceed with the construction was not communicated to Mr. Venkatesh in writing and that the Dist. Magistrate did not inform Mr. Venkatesh that the Govt. had asked him to give a warning that no license would be given

11) Reference is invited to letter dated 19th 4/4 received from Mr. Venkatesh addressed to Law Secretary to Govt. wherein he has himself admitted that the D.C. Bangalore D.C. has warned him not to proceed with the construction and that this order was based on a petition sent to Govt. by Messrs. Doddaveerappa and others

12) The recommendation of the Deputy Commr, Bangalore D.C. at para. 9, of the notes supra to grant the license for exhibiting the cinema in the above building is for orders

13) The Protective Revenue ^{has total command in the matter} ~~Revenue~~ ^{for} ~~Revenue~~ ^{20/9/46}

4) Chief Secretary) for favour of remarks
W/C



Flag 2

19/9/46
20/9/46

Serial
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I suggest that the Inspector Genl of Police, who is the Chairman of the Cinematograph Board & is vested with the power of administering the Rules under that Act may be consulted.

Rev Secy

W/c

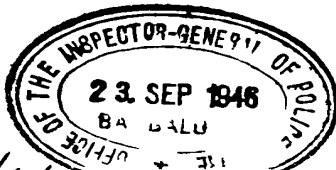
10) Les Efforts

21/9/46

23/9/

20 20 37/467
23 9 46

11) Forwarded copy into
Compliments to the Inspector
General of Police in Mysore
(Chairman of the Cinematograph
Board) for favour of opinion in
the matter



B O
Pranachandran
23/9/46 In Res Dept of Police

u o de l eno Ch 87/46-47-8-25-9-46

18) As chairman of the Cinematograph Board, I have no functions in deciding the location of cinemas in any area ^{vide Rules}. All the same as pointed in the locality fear breach of the peace etc, I may be permitted to say that I agree with the District Magistrate and the City Superintendent of Police that there is no such objection & license may be granted.

Chandran

Chandran
D.S.P. 23/9/46

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19) These papers relate to the grant of a license to run a Cinema to Mr. S. Venkappa in the building that he has put up in Site No 1018 Old Taluk Office Road Bangalore City. These papers have somehow been dealt with in the M.L.S. Branch during May 1944.

20) Some residents of the locality headed by one Mr. Doddanappa who was the ^{owner of the} adjoining house and Mr. Hafeez Khan Prefect of City Taluk, protested against the grant of a license for the construction of a building for Cinema purposes. By virtue of the power vested in the Municipal Commr under the City Municipalities Act, a building license was granted to the party, on 24.5.44. The objections from the adjoining parties started only after the grant of the building license from the Municipality, presumably with a view to their preventing the building being used for a Cinema Hall. It was even alleged that there would be a disturbance of the peace of the locality.

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Petitions were made to Govt
and the D.G. of Police ^{we}
papers were sent for by Govt
& Examined

21) Govt instructed the
Bangalore D. Magistrate to
warn the party that he
will not get a license for
running the Cinema and
that if he proceeded with the
Construction, he may do so
at his risk. There is nothing
on record to show that a
written order was communicated
to the party, warning him of
the risk involved. At one
stage however, the party
admitted that the D. Magistrate
orally warned him, and he
wanted to obtain a copy of
the protest appⁿ and the return
judgements put forward. The
grant of copies asked for, was
refused, somehow

22) In this connection, it
may be stated that Govt
have no power under the

Flag M.

City Municipalities Act to prevent construction of a building, after a license was issued by the Municipality. Govt held the view that it is necessary & desirable to obtain concurrence of the District Magistrate previously before a building license is granted & with this object in view, Section 51 of the Act was proposed for amendment but dropped for some reason or other -

23) The result was, that the Party was not informed that a license would be refused for a Cinema Hall, if he completed the building designed for that purpose. The plan & design offered by the Municipality was for a Cinema Hall. The fact of the matter is, that Govt could not legally interfere in a case of this kind. The District Magistrate in his letter dated 18th June 1944 (F-1) asked for specific orders of Govt to

Mag 'g'

Serial
No

Cancel the license, and in the alternative, he sought orders for taking action under the appropriate Section of the Criminal Procedure Code. No definite orders of Govt were passed on this and no other orders were communicated. The party proceeded with construction work & has now completed it at a cost of over two lakhs of rupees as stated by the District Magistrate.

p.w.)

24) The recent letter dated 17th September 1946 of the District Magistrate is for perusal. He recommends the grant of a license for running a Cinema in the building. He is himself competent to grant a license according to law. But in view of his previous history of the case, he has submitted the papers to Govt for orders.

SC11A
No

25) In regard to the professed
affiliations and the alleged
& apprehended disturbance to
public peace, the reports of
the City Superintendent of Police
dated 5/8/45 and 17/11/45
are for perusal. It has been
held that there is no valid
objection to the grant of a license
and that the objections are raised
with a view to cause annoyance
to the petitioner & on account
of personal animosities.
The Inspector General of Police
who was consulted in the
matter has furnished his
opinion dated 25/9/46, that
as recommended by DC & DSP
the license may be granted.

25/11/45
A.S.
B)

V. J. J. J. J. J.
1/11/45

26) From an examination of
the records, it seems evident
that the objections are the
outcome of personal ill will
between rival parties and
the spirit of competition in
Majeed Khan is apprehensive

Serial
No

that his Cinema Concern will suffer by the grant of license to Mr G. Venkatappa. This position is easily understandable Mr Dodda Veerappa's objection is possibly due to his not being able to obtain the Site & put up a Cinema Hall himself, being the owner of the adjacent house. The protests made repeatedly in the past seem to have been engineered by these two important persons of the locality. The Police & the District Magistrate have now reported after investigation that there is no substance in the allegations made.

p w 2)

the

27, In regard to his objections to the grant of a license to a Cinema Hall in a crowded locality, I don't think Govt. could give serious thought or attention to such an objection knowing as they do that a large

Camp 2 No 43-46

27 30/9/

2334

[Handwritten mark]

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Central and Revenue
Secretariat

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No

majority of Cinema houses are in the most crowded localities of the City. Further, it would perhaps be unfair to the party who has spent nearly two lakhs of rupees & put up a building specifically for a Cinema Hall. The District Magistrate anticipated such a contingency as far back as June 1944 & asked for definite orders from Govt to prevent construction. But there was no provision of law under which Govt could give a direction to the District Magistrate.

OFFICE OF THE
MINISTER FOR HOME

OCT 1

No 2529

"Mag 2"

28) Having regard to all the circumstances of the case, the recommendation of the District Magistrate, supported by the D.S.O. Police, to grant a license to the party may be approved.

Minister for Edⁿ & P.H. *[Signature]*

Minister for Home *[Signature]*

29) I shall inspect his building after my return to Bangalore

GOVERNMENT OF INDIA
MINISTRY OF EDUCATION & PUBLIC RELATIONS
Date 30-9-46
No 2225

[Signature]
30/9/46

3/12/46

File No

of 194

Serial
No

30) The queries being at to
have been dealt with in
the Protection Branch

31) However the letter from
Edu has proposed to respect
building after Durera

32) The result was as
accepted

Reg
7/10/46
7/11/46
Am

33) Kind reference is made to
to para 14, in which the
file was sent to the Chief
Secretary in charge of the
Protection Branch & he
suggested that the I of Police
may be consulted. Action
was taken accordingly. As
stated in para 19 above, these
papers have all along been
dealt with in the L & C Branch
& since they involved action
being taken under the
Cinematograph Act, I referred
the paper to the Chief Secretary
but it was suggested by him
indirectly that it should be dealt

Serial
No

with in the L & G branch Even
orders will issue through Protection branch

31/1) The papers are put up
for perusal & fixing a date
for inspection of the building
as ordered in para 29

Minister for Ed & P (H) Done
18/x

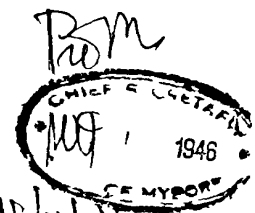
35/ I have inspected the building
In the circumstances explained
~~by~~ by the Rev Secy, I have
no objection to the granting of
license for a Cinema House
to the party

JH

2/11/46

Minister for Home
through Chief Secretary) Done
2/x/11/46

OFFICE OF THE EMP STE FOR EDU ATION & P	
Date	2 11 46
No	2862



26/ ^{These} Rules 13 and 14 of the Mysore
Cinematograph Rules 1946, which came into
force recently, prescribe the procedure for
the grant of licenses to Cinema Theatres and
regulate the grant of such licenses under
these rules when an application for the

Serial
No

grant of a license is made, the building is required to be inspected by the Executive Engineer. In the case of the cities of Bangalore and Mysore, by the Govt Architect, and the electric installation in the building is required to be inspected by the Electrical Inspector. On the receipt of reports from these two authorities that the building and the electrical installation satisfy the requirements of the rules, the Licensing Authority, viz. the Dist Magistrate, is required to inspect the building ^{himself} and grant a license if he is satisfied that the requirements of the rules are fulfilled.

37) In this case the Govt Architect and the Electrical Inspector have carried out an inspection and pointed out certain defects. At the same time the Licensing Authority proposes to grant the license and give some time to the Proprietor to rectify the defects. Rule 14 does not confer any power on the Licensing Authority either to dispense with the fulfilment of any requirement prescribed by the rules or to grant a license pending fulfilment of any such requirement. He can grant a license only on the receipt of reports from the Govt Architect and the Electrical Inspector that the building and the electrical installation fulfil the requirements of ^{the} rules and of drawings thereof duly certified by

Serial
No

them this may perhaps be pointed out to
the Dist Magle and he may, his reference
being invited to ^{Rules 134/14} ~~Rules 144~~, and he may be
informed that the procedure prescribed
therein may be adhered to

M.H.
6/11/46

3196

Chief Secy)
38) From the point of view of a
possibility of breach of the lease if a licence
is granted for the construction of the theatre at
the place, there is concurrent opinion of
the Dist Magle the City Supt of Police and the
IGP that there can be no objection on that
ground and that the licence may be
granted

1) The licensing authority is the District
Magle Bloo It. In the City, I would suggest
that the records may be sent back to him
for the grant of the licence under the
provision of the Cinematograph Rules

Min Home

WJ

7/11/46

509

7/11

11/11

40) I agree The attention
of the Dist Magle is directed
to Rules 13 and 14

WJ

9/4/46

WJ

11/11/46

11/11/46

11/11/46

11/11/46

11/11/46

For Secy

Grant of a license for the construction of a cinema theatre
in No 10/8 Old Taluk Catchment Road, Baf
File No of 191

Serial
No

Subd into a draft for approval

JKL
12/11/46

Rev secy 12/11/46

Issued as

Order

12/11/46

To The Deputy Comm, B'ent Dist House
D.O. 31 dated 12-11-36

States that the Government are
agreeable to the grant of a license to the
Venkatesh for the exhibition of
Cinemato-graphs in Shamda Taluk and
in view reference to rules 13 & 16 of the Mysore
Cinemato-graph Act

By

re

File No	of 191	General and Revenue Secretariat
	Serial No	

477 of 46

[Handwritten signature]

OFFICE OF THE MINISTER
FOR REVENUE
171
Dated 7-7-46

477

497

57

MYSON
TFL
13 JUL 46

Bangalore
revenue minister's camp

strong rumours regarding
cinema license 1018 negative
Bangalore drawing unit
attention you assurances
June 1945 Legislature Council
sessions - pray protection

PROTECTION
BRANCH G. R. S
No. --
Date --

particulars taken
magistrate's
of the building
others

flag "T"

Submitted for kind perusal There are no pre-
vious papers in the Protection Branch Kind
reference is made to the reply given by the
Minister for Revenue to the question put by a
member of the L C on the 28th June 1945 at the
1st Session of the L C, wherein it has been
made clear that there was no relaxation of
the order of the District Magistrate, Bangalore Dt.
and that the party is proceeding with the
construction of the building at his risk

If approved a copy of this telegram
and the other papers recd. in this matter will
be sent to the Dist Magistrate Bangalore for a
report. A draft letter is put up for appl
along with an entry to the petitioners

227/46

The drafts may be approved

30/7/46

Chief Secy)

CHIEF SECRETARY
30 JUL 1946

[Handwritten signature]

Immed letter no P 494 of 31/7/46
to the Dist Bangalore Mem No. P 698
to the Dy. Magistrate and to the petitioners

at once -

30/7/46

Serial
No

From

The Dist Magr Bangalore Dist
Letter no JI pet 60/46-47 dated the 17th Sept 46
furnishing a detailed report in the matter

— 11 —

2) Submitted This is a copy of letter
addressed to the Law Secretary ~~and~~
in reply to his letter dated 9th June
1944 when the Municipalities were
in his charge the original letter
in any case is being dealt with
in the L S & Branch and the
Revenue Secy is now in charge of
the Municipalities instead of the
Law Secy. The copy may also
be transferred to that Branch
for disposal or for recording the
main file itself to the Protection
Branch for disposal from the
Cinemaograph Bd.

11/10/46

11/10/46 (Chief Secy)

3) - Rev Secy -

10/10/46

W.C.

4) Please put up file
Concerned

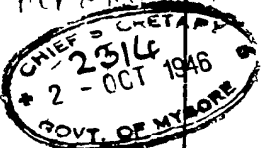
11/10/46

5) The connected file is put up

may be placed
along with the
original file

18/10/46

may be transferred
to the L S & Br of
the Rev Secy
The Pet^r Br will
no doubt be consulted
by them on the question
as it relates to
the Cin Act & Rule



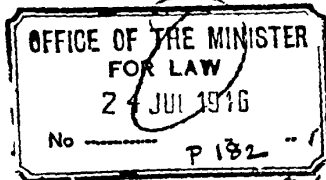
12/10

File No

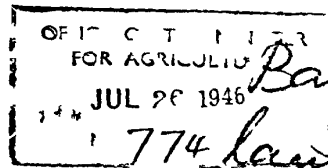
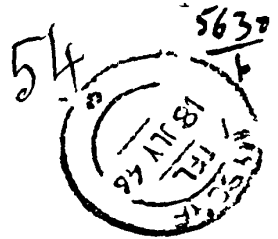
of 194

General and Revenue
Secretariat

Serial
No



52 P/L
M for Agr & to disposal
23/7/46 13/42



Bangalore & 18 29

774 law minister camp mysore
I pray all help desappointing
Sharada taluk granting license
I pray for justice with holding
license = par. naz taken
mazid ambarisha
roo doddabhera
others.

Subes for kind perusal This is one of the ⁴⁴grams addressed by the same party recently. The return of the concerned, which is submitted to the Chief Secy may be awarded

Mrs. Magar
Place
due fall
on 1/8

Appendix F (r-1)

SUBJECT *Construction of a Cinema Theatre in Nagarhat
Bangaone City*

Section

File No

Serial No

Diary No of letter replied to

No

P 494

General and Revenue Secretariat

To

()
the 194

The Dist Magr Bangaone Dist

Sr

Date of issue *9m Mch*

July - x

Signed by

31-7-46

- 1 10

*I am directed to forward herewith
favour of an ^{immediate} ~~early~~ report and
return, a copy of the telegram dated
the 18th July '46, and the two petitions
in original dated the 19th July '46
received from certain inhabitants
of Nagarhat per complaining
that a ~~Cinema~~ ^{the} licence ^{is to be} has been
granted to Sharda Talkies in
Nagarhat Bangaone City*

I have etc

W.P. 30/7/46

Chief Secy to Govt.

List of enclosures

Copied by

Examined by

*P 495-
31 7 46*

WD 0874 G.B.-25 000-20 11 4

Copy etc to the I.G.P.

Please quote this number
in your further communi-
cations
No *PC 96*

OFFICE OF THE

Dated *31 7* 194*6*

ENDORSEMENT

To

*M Daddanurappa, Secy Mysore Insurance Co Ltd
and others Nagar thepet, Bangalore city*

Reference — His/Her letter/petition dated

SUBJECT — *Construction of a Cinema hall in Nagar thepet
Bangalore city*

Reference is invited to item No

below

By Order

Signature

Designation

For Chief Secy to Govt
30/7/46

The petition is engaging the attention of the Govt

- 1 The request cannot be granted
- 2 The letter/petition has been referred to
for
- 3 Attention is drawn to this office No dated
- 4 No dated cannot be traced a copy may be sent
- 5 The enclosures are not received
- 6 The petition is returned herewith as—
(i) it is not in the prescribed form
or (ii) it is not duly stamped
or (iii) it is not presented within the prescribed time
or (iv) it is not accompanied by a copy of the order appealed from or
complained of
- 7 The petition is returned for presentation to
- 8 The petition is returned—
(a) as it is written illegibly
(b) as its subject matter is not clear
(c) as it is couched in improper language

Reason if any to be mentioned in brief

1461/44

21st 60/46-7
21-10-70/576
Office of the Deputy Commissioner,
Bangalore District,
Bangalore, dated 17th September 46

From

A C Nirvani Gowda, B.A.,
Deputy Commissioner, Bangalore District,
Bangalore

To

Kanakaratnamaja, B.A., B.
Secretary to the Government of Mysore,
Bangalore

Sir,

In continuation of this office letter to J1 C 1070 dated 3-6-44 in reply to your confidential D.O. No. L 12323- dated 2-6-1944 in regard to the grant of a license for the construction of a Cinema Theatre, in No. 1018 Old Tank Cutcherry Road, Bangalore City, I have the honour to state that Mr. G. Venkataswamy has completed the construction of the Theatre at a cost of about Two lakhs of rupees. He has also completed the Electrical Fitting, installed Cinema Projectors and has suitably furnished the same for the purposes of a Cinema.

On 1-7-46, Mr. G. Venkataswamy has applied to this office for the grant of a license for Cinema Exhibition.

The Government Electrical Inspector has inspected the building and has reported in his letter of 10-8-46 dated 17-8-46 that the license for one year may be issued subject to the condition that the defects numbered 1, 3, 4 pointed out by him should be attended to within a fortnight and the defect no. 2 should be attended to within a period of three months. Of these, it is Nos. 3 and 4 have already been attended to, so that from the safety point of view of the wiring and other electrical installations, the license can be granted forthwith.

4. The Government Architect who inspected the Building has in his letter to the Government of 20-8-46 reported that the 14 items detailed in his letter should be attended to by the -
R.P.K.

by the applicant before a license can be issued. The reply in original received from Mr G Venkatappa dated 12-8-46 on these observations is herewith enclosed. It will be seen - therefrom that items No 1, 2, 6, 7, 8, 9 and 10 are properly attended to.

5. As regards item 10 viz., an improvement in stair case to the projector room, it is seen that the stair case is reconstructed on the same line as in most of the other Cinema. The stairs are in conformity with the requirements of Rule No 42 of the Rules under the Cinema (regulation) Act and hence, this need not be insisted upon. With reference to item 11, - namely the fixing of the inner ceiling, rigidly to raft is specified not wider than 2 feet centre to centre, it is represented by the party that the interspace of 5 feet as it is now, is strong and safe and that however if circumstances are given, he would carry out this item as he has to get the particular ceiling specially manufactured and that the same is not readily available. The party further states that the ceiling is strong enough and that item 12, namely removing the main switch board, it has to be pointed out that the wiring diagram has been approved by the Government Electrical Inspector but all the same, Mr Venkatappa has covered the switch board with packed wooden shutters thereby rendering the switch board inaccessible to the public. As regards item 13, the Government Architect states, that there are 1 foot ventilators. But I found there are actually six ventilators, six wall ventilators have been provided over the plan sanctioned by the Municipality. The party however, is proceeding with the work to open more ventilators. As regards item 14 namely increasing the width of the verandah this seems to be a practicable repair in the case of it up on a portion of the building. The verandah is just as per plan sanctioned by the Municipality and the width of the verandah seems to be sufficient. It is reported that the material used in the construction in all other cinemas is registered and the party has made it clear that the open space is for the purpose indicated by the Government Architect.

6 The City Superintendent of Police, after inspection of the spot, in his letter to C.C. 5/46-7 dated 3-8-46 reports that there is no objection to the grant of license.

7 There have been petitions addressed to the Government and to this office protesting against the grant of the license. Questions were asked on this subject in the Budget Session, of the Legislative Council in June-July 1944 and answers were given by the Minister for Revenue (Vice-Chairman) Mr. N. D. Bakshi, which were read for Mr. G. Venkappa Urs. It is true that the District Magistrate in respect of the spot on 10-6-44 and the construction of the District Magistrate is not required under the law before proceeding with the construction, that the District Magistrate has to be approached only after the building is completed, that the District Magistrate could not at that time anticipate the grant or refusal of a license and thus give a warning. Mr. Urs further stated that the Government could not have given a warning in the license would be given and that Mr. Venkappa Urs waited for months and thereafter proceeded with the construction and that if the Government had issued a warning to be issued it is ex-parte and no opportunity was given for Mr. Venkappa Urs to justify his case. Mr. Bakshi further argued that it is solely within the province of the Municipality to permit the construction of a fire station. It is in November 1944 that a bye-law was passed by the City Municipalities Act requiring the construction of the District Magistrate to be licensed and should be granted by City Municipalities for the construction of fire station. It is stated that it is not known whether the bye-law passed to have been read. When Mr. Venkappa Urs got the license from the Municipalities for the construction of the fire station, the District Magistrate's duty is not necessary even now. It does not seem to be a suitable reference to the Municipalities have not

b the license for the specified purpose of a cinema and the
i requirements of the cinema to be constructed have been complied
t with. It is further recommended that the written
th warranting has been communicated to the party. It is also
e urged by the Council that Mr. B. V. R. A. Raju Khan
ere the principal contractors who engaged in the peti-
tions and Mr. B. V. R. A. Raju Khan who stated that the
t xxx and adjacent building was a rival bidder for the same.
c Cinema site and the same is no longer a resident of the xxx
T locality for the past two years. It is stated that Mr. B. V. R. A. Raju
No Khan is the Proprietor of the City Cinema site within a
n further from the same and his operations are based on busi-
n ness rivalry and that he is not the representative of the
- locality. As regards the disturbance to the neighbourhood, it
t will be seen that the owner of the 'Wajja' in Chickpet,
l 'Gher' in Cottonpet and the other which is situated in
g similar surroundings. The petition gives to the Director
c General of Police at 4, Nandamur, a copy of the
l enquiry records it is noted that the neighbours are a Mr. K. C. Paul, Trustee of the Cinema, is a resident of the
i objection and it is reported by the Director of Police that the petition are all correct and unanimous.

3 I have in note the shot on 20-4- and r V katappa
must have spent over 2,00,00 for the construction and equipment
of the cinema for the screening of the films can be started
straight away. If the license is refused, it will create
a great hardship on me and be a ruinous

9. Consider all the circumstances of the case. It is ordered that license may be granted to the applicant on exhibiting five photographs subject to the foregoing conditions -

- 1) 8 cameras fixed at a distance of 100 feet from the centre of the target area. The cameras are to be fixed at a distance of 100 feet from the centre of the target area. The cameras are to be fixed at a distance of 100 feet from the centre of the target area.
- 2) The cameras are to be fixed at a distance of 100 feet from the centre of the target area. The cameras are to be fixed at a distance of 100 feet from the centre of the target area. The cameras are to be fixed at a distance of 100 feet from the centre of the target area.
- 3) The cameras are to be fixed at a distance of 100 feet from the centre of the target area. The cameras are to be fixed at a distance of 100 feet from the centre of the target area. The cameras are to be fixed at a distance of 100 feet from the centre of the target area.

I request early orders in the matter. The connected records and the records sent by the Inspector General of Police with his letter No C 407/46-17 dated 3-6-46 are enclosed for reference and return.

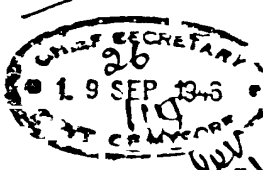
I have the honour to be,
Sir,

Your most obedient servant,

Sd/-A C Nirvani Gowda,
Deputy Commissioner,
Bangalore District

SNI/-

Copy of the above is forwarded with compliments to the Chief Secretary to the Government of Mysore with reference to his letter No P 494 dated 3-7-46 along with the 2 petitions sent therewith.

P. n.
P. n.

19/9/46

P. n.
Deputy Commissioner,
Bangalore District

To
The Revenue
"Seshadri Ho

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92/7

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E

"Strong Rumours Granting Cinema License 1018
Nagarthper Ban alone Drawing kind Attention
Your Assurances June 1945 Legislative Council
Sessions Pray Protection

flag "T"
screw below

Thanking you
We remain
Yours Obediently

Map

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16122

62 Ambrose Race
J. J. Munn

Chief Squire
To

ॐ

The Minister for Law,
The Government of Mysore,
Camp Mysore

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11-11-46

25. 5945

No. P 206

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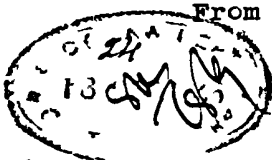
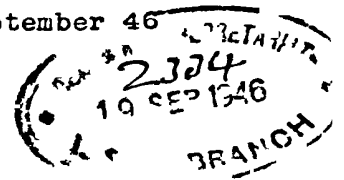
21 Pet 60/46-7

Me 59-46-1

~~210-1070/1546~~

Office of the Deputy Commissioner,
Bangalore District,
Bangalore, dated 17th September 46

~~Enclosed~~



From

A C Nirvani Gowda, Esq, B A,
Deputy Commissioner, Bangalore District,
Bangalore

Rev Secy
w/c

To

S Kanakarajnaraja, Esq, B A, B L,
Law Secretary to the Government of Mysore,
Bangalore

Mr. Kanakarajnaraja
19/9/46
xxx
Sir,

File
M)

In continuation of this office letter No J1 C 1070 dated 19-6-44 in reply to your confidential D O No L 12323-M L dated 12-6-1944 in regard to the grant of a License for the construction of a Cinema Theatre, in No 1018 Old Taluk Cutcherry road, Bangalore City, I have the honour to state that Mr G Venkatappa has completed the construction of the Theatre at a cost of about Two lakhs of rupees He has also completed the Electrical Fittings and installed Cinema Projectors and has suitably furnished the same for the purposes of a Cinema

2 On 1-7-46, Mr G Venkatappa has applied to this office for the grant of a License for Cinema Exhibition

3 The Government Electrical Inspector has inspected the building and has reported in his letter No 1541-2-dated 17-8-46 that license for one year may be issued subject to condition that the defects numbers 1,3,4 pointed out by him should be attended to within a fortnight and the defect No should be attended to within a period of three months Of these, items Nos 1,3 and 4 have already been attended to, so that from the safety point of view of the wiring and other electrical installations, the License can be granted forthwith

4 The Government Architect who inspected the Building has in his letter No 438 dated 20-8-46 reported that the 13 items detailed in his letter should be attended to by the
RRR

by the applicant before a license can be issued. The reply in original received from Mr G Venkatappa dated 22-8-46 on these observations is herewith enclosed. It will be seen - therefrom that items No 1,2,6,7,8,9 and 12 are already attended to.

5 As regards item No 3 viz , an independent Stair Case to the Projector room, it is seen that the Stair cases are - constructed on the same line as in most of the other Cinema Theatres and are in conformity with the requirements of Rule No 42 of the Rules under the Cinematograph Act and hence, this need not be insisted upon. With reference to item No 4, namely the fixing of the inner ceiling, rigidly to rafters spaced not wider than 2 feet centre to centre, it is represented by the party that the interspacing of 3 feet as it is now, is strong and safe and that however if six months time is ~~gx~~ given, he would carry out this item as he has to get the particular Ceiling Material specially manufactured and that the same is not readily available in the market. The ceiling as it is, is strong enough. As regards item No 5, namely-removing the main Switch Board, it has to be pointed that the wiring ^aDiagram has been approved by the Government Electric~~ian~~ Inspector but all the same, Mr Venkatappa has covered the Switch Board with pucca wooden Shutters thereby rendering the Switch Board inaccessible to the public. As regards item No 10, the Government Architect states, that there are 4 foot ventilators. But I found there are actually six ventilators, Six wall ventilators have been provided as per the plan sanctioned by the Municipality. The party however, is proceeding with the work to open more ventilators. As regards item No 11 namely increasing the width of the verandha this seems to be impracticable requiring the demolition of a portion of the building. The verandha is put up as per plan sanctioned by the Municipality and the width of the verandha appears to be sufficient. With regard to item No 12 namely the screen and the cloth backing, I must say that the material used is the same as in all other cinemas. As regards item No 13, the party has made it clear that the open - spece is for the very purpose indicated by the Government Architect.

6 The City Superintendent of Police, after inspection
/ of the spot, in his letter No C C 29/46-47 dated 5-8-46
reports that there is no objection to the grant of license

vide linked
(note)

plus I'

7 There have been petitions addressed to the Government
and to this office protesting against the grant of the -
license Questions were asked on this subject in the Budget
Session, of the Legislative Council in June-July 1944 and
answers were given by the Minister for Revenue (Vide Ques-
tion No 24) Mr N Balakrishniah who appeared for Mr G Venka-
tappa urges that it is true that the District Magistrate
inspected the spot on 15-6-44 and the concurrence of the
District Magistrate is not required under the Law before
proceeding with the construction, that the District Magis-
trate has to be approached only after the building is comp-
leted, that the District Magistrate could not at that stage
anticipate the grant or refusal of a license and thus give
a warning and further that the said warning has not been
communicated to Mr Venkatappa in writing and that the Dis-
trict Magistrate did not inform Mr Venkatappa that the -
Government had asked him to give a warning that no license
would be given and that Mr Venkatappa waited for 2 months
and there after proceeded with the construction and that if
the Government have asked for a warning to be issued it is
ex-parte and no opportunity was given for Mr Venkatappa to
justify his case Mr Balakrishniah argues that it is sole-
ly within the province of the Municipality to permit the
construction of a Cinema House It was in November 1944
that a bill to amend the City Municipalities Act requiring
the concurrence of the District Magistrate before licenses
could be granted by City Municipalities for the constructic
of Cinema Houses was published This bill has not ~~been~~
become law and it appears to have been dropped, when Mr Ven-
katappa got the license from the Municipality no such con-
currence of the District Magistrate was necessary and it is
not necessary even now It does not seem to be equitable
to refuse the license now when the Municipality have grante

put up
Aug 9'

the license for the specified purpose of a Cinema and the requirements of the cinematograph Act have been complied with. It is further seen from the records that no written warning has been communicated to the party. It is also - urged by the Counsel that Mr Doddaveerappa and Majeed Khan were the principal opponents who engineered all the petitions and Mr Doddaveerappa who was a tenant at that time of ~~xxx~~ an adjacent building was a rival bidder for the very - Cinema site and that he is no longer a resident of the ~~xxxx~~ locality for the past two years. It is stated that Mr Majeed Khan is the Proprietor of the City Talkies situate within a furlong from this Cinema and his opposition is based on business rivalry and that he was at no time a resident of the - locality. As regards the disturbance to the neighbours, it will be seen that other Theatres like 'Vijaya' in Chickpet, "Super" in Cottonpet and some other Theatres are situated in similar surroundings. On petitions given to the Inspector General of Police in 1944, an enquiry was held and from the enquiry records it is seen that the neighbours including - Mr K C Ramiah, Trustee of Mr Sampannappas' charities had no - objection and it is reported by the then City Superintendent of Police that the petitions are all baseless and unfounded.

8 I have inspected the spot on 25-8-46 and Mr Venkatappa must have spent over 2,00,000 for the construction and equipment of the Cinema and the screening of the Shows can be started - straight away. If the license is refused now, it will work as a great hardship and he will be a ruined man.

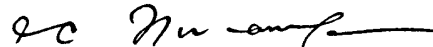
9 Considering all the circumstances of the case I recommend that license may be granted to the applicant for exhibiting cinematographs subject to the following conditions -

- 1) 8 ceiling fans should be fixed within 3 months as opined by the Government Electrical Inspector
- 2) The Inner Ceiling shall be refixed at 2 feet centre to centre within a period of 6 months
- 3) Two more ventilators to be provided within a month

I request early orders in the matter The connected records and the records sent by the Inspector General of Police with his letter No C1 N 87/46-47 dated 5-9-46 are enclosed for reference and return

I have the honour to be,
Sir,

Your most obedient servant,



Deputy Commissioner,
Bangalore District

SNR/-

2324
SEP 1945
K S C BRANCH

TO Mr. [illegible]

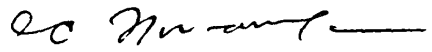
S Yanakarthi raja, "B", B,
 in or try to the Government of Mysore,
B. B. B. B.



4 The Government Architect who inspected this Building has in his letter to, dated 2-13 reported that the 15 items detailed in his letter should be attended to by the -

Sd/-A C Nirvani Gowda,
Deputy Commissioner,
Bangalore District

Copy of the above is forwarded with compliments to the Revenue Secretary to the Government in continuation to ~~this~~ this office letter No J1 C 1449/45-46 dated 1-6-46 for information


Deputy Commissioner,
Bangalore District

SUBJECT

Diary No of letter replied to

2334

Section

ml

File No

59-46

Serial No

2

General and Revenue Secretary

()
the 194

Date of issue

2/2/46

Signed by

M. J. B. M.

List of enclosures

Copied by

Examined by

No 5831

To

The Deputy Commissioner &
District Magistrate, Bangalore

Re

With reference to your letter no J 1 dt 60/46-478/179 1946, recommending the grant of license to Mr. G. Venkataswamy for the exhibition of cinematographs in the Cinema Theatre known as 'Sriwada Zakkai', Old Zakkai Chenchery Road, Bangalore city, I am directed to state that Govt are agreeable to the grant of a license to Mr. Venkataswamy

for

for the purpose referred to above
In the connection, I am,
however, to make reference
to rules 13 & 14 of the rules
issued under the Mysore
Cinematograph Act, under
which the District Magistrate
has to satisfy himself that
the defects noticed or modifications
suggested, ~~by the~~ if any, by the Joint-
Architect & the Electrical Inspector are to be
~~the same~~ rectified

The enclosures to your letter
under reference are herewith
returned

I have to

Yours faithfully,
Per [Signature] 12/11/26

Copy to Prot Br ✓

JH
12/11

Immediate

P 2300

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No *5830/MC 59-46-2*

Dated Bangalore 12th Novr. 1946

FROM

The Secretary to the Government of His Highness the Maharaja of Mysore
Revenue Department

To

A C. Nirvani Gowda, Esq., B.A.,
Deputy Commissioner and District Magistrate,
Bangalore District, Bangalore.

Sir,

With reference to your letter No J 1.Pet 60/46-47 dated 17th September 1946, recommending the grant of license to Mr. G Venkatappa for the exhibition of cinematographs in the Cinema Theatre known as "Sharada Talkies", Old Taluk Catchery Road, Bangalore City, I am directed to state that Government are agreeable to the grant of a license to Mr Venkatappa for the purpose referred to above.

In this connection, I am, however, to invite reference to Rules 13 and 14 of the Rules issued under the Mysore Cinematograph Act, under which the District Magistrate has to satisfy himself that the defects noticed or modifications suggested, if any, by the Government Architect and the Electrical Inspector are to be rectified.

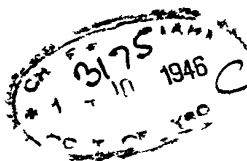
The enclosures to your letter under reference are herewith returned.

I have the honour to be,

Sir,

Your most obedient servant,

L. S. Narasimha
Secretary to Government,
Revenue Department.



*Copy to the Protection Branch
for perusal
12/11/46*

ACH.2.

Chief Secy.)

MS

15/11

MS 15/11/46

Serial
No

2378, 46

D 355/L C

MYSORE LEGISLATIVE COUNCIL,
December Session 1946

Mr SYED ABDUR RAHMAN (Kadur cum Shimoga--Muslim) -

Q --82 Will the Government be pleased to state -

(a) whether it is a fact that under the instructions of the Government, the District Magistrate of Bangalore intimated to one Mr G Venkappa, who is a mercantile, that a license for exhibiting cinema films in the building constructed by him in the midst of residential quarters and in proximity to a Students' Hostel in Nagarthpet, in the City of Bangalore will not be granted to him,

(b) whether they are aware that a notice in the Janavani newspaper of the 24th October 1946 has now been published stating that there would be a cinema opening in the above-said building designated as "Sharada Talkies" in the near future,

(c) what action the Government have taken in the matter?

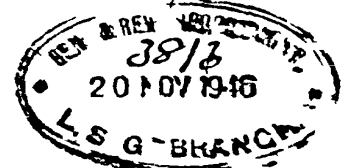
Submitted The Subject has been dealt with in the L S. & Branch from which the concerned previous references will be obtained

3) In the meantime the Dist Magistrate will be requested to furnish draft replies. Draft letter is submitted for approval.

4) It may be transferred to the L S. & Branch where it has been dealt with.

Chief Secy

15/11/46



Rev Secy

15/11/46

2) Pending replies

3) 16/11/46

* Q 175

File No 1,

7813 52334
of 191

General and Revenue
Secretariat

Serial
No

The connected file is in the
of 171 suggest of the replies

for
25/11

for
20/11/46

9) Draft replies are in the
for consideration

for
21/11

Revised for
21/11/46

Minister for Education
(for 10th)

for
22/11/46

for
22/11/46

for
25/11/46

Issue at once - 4 copies

for
25/11/46

In taking the copies & returning them

for
26/11/46

(Att. L. C. Office)

Three copies taken and the file is
returned

for
26/11/46

CE ICE Cr Tr
FC Encl 116 L.F.
Dec 22 11/46
3403

TYPING SECTION
25 NOV 1946
L.F.

B
for

for
12/11/46

for

Question no 82
Mysore Legislative Council

December Session - 1946

Mr Syed Abdul Rohman — C Leader — Ann Shiwaga — Mysore,
Will he — please be pleased to state

Answer

whether it is a fact that under
instructions of the Government,
the District Magistrate of
Bangalore intimated to Mr G
Venkataswamy, cloth merchant, that
a license for exhibiting cinema
belonging in the buildings constructed
by him in the middle of residential
quarters and in proximity to a
Students' Hostel in Chopalpet, in the
city of Bangalore will not be
granted to him

yes

b) whether they are aware that a
notice in the Janavara newspaper
of 24-10-46 has now been
published, stating that there would
be a gala opening in the
above said building designated
as "Shivarada Taluk" in the
near future

yes

Stop 'B' / c) what action the Government
have taken in the matter

On the recommendation of
the District Magistrate, Bangalore,
Govt have since agreed to
grant the license
for, 22/10/46
Revenue Secy

MYSORE LEGISLATIVE COUNCIL
December Session 1946

Question No 82

Mr Syed Abdur Rahran (Kadur cum Shimoga - Muslim)-

Will the Government be pleased to state -

(a) Whether it is a fact that under

ANSWERS

instructions of the Government, the

District Magistrate of Bangalore

YES

intimated to Mr G Venkatappa, Cloth

merchant, that a license for exhibiting

cinema films in the buildings constructed

by him in the midst of residential

quarters and in proximity to a students'

Hostel in Marathpet, in the City of

Bangalore, will not be granted to him,

(b) Whether ~~they~~ they are aware that a notice

in the Janavani newspaper of 24-10-46 has

now been published stating that there

YES

would be a Gala opening in the abovesaid

building designated as Sharada Talkies in

the near future

(c) What action the Government have taken)
in the matter

On the recommendation

) of the District Magistrate,

Bangalore, Government have

since agreed to grant the

license


Secretary to Government,
Revenue Department